

# Exhibit 1

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UNITED STATES DISTRICT COURT

DISTRICT OF UTAH

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AARON JAMES and TIFFANY JAMES,  
Heirs and Proposed Personal Representatives  
of the Estate of Zane James,

Plaintiffs,

vs.

CASEY DAVIES, and COTTONWOOD  
HEIGHTS;

Defendants.

**DECLARATION OF E. ROBBY RUSSO**

Case No. 2:19CV341 HCN DBP

Judge Howard C. Nielson, Jr.  
Magistrate Judge Dustin B. Pead

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E. ROBBY RUSSO declares as follows:

1. I am over the age of eighteen and have personal knowledge of the following.
2. I am Chief of Police of the Cottonwood Heights Police Department. I have held that position since 2008.
3. I have not seen any video footage (body camera, dash camera, etc.) of the actual shooting of Zane James (as opposed to video footage following the shooting, including post-shooting response).
4. I did not speak to Tiffany James on August 4, 2020. In fact, I have never formally spoken with Tiffany James.
5. I have never told Ms. James that Cottonwood Heights has or had video footage of the actual shooting of Zane James. I am not aware of any such footage and do *not* believe such footage exists.

6. There is video footage of a different, non-lethal shooting involving Cottonwood Heights Police Department that occurred in September 2017. That footage is *not* from the incident involving Zane James.

I declare under criminal penalty under the law of Utah that the foregoing is true and correct.

DATED this 19<sup>th</sup> day of August, 2020, in Salt Lake County, Utah.

  
E. Robby Russo